

OFFERED ON: 3/15/2010

# HOUSE . . . . . No. 4565

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## The Commonwealth of Massachusetts

OFFERED BY:

**Martin J. Walsh**

Substituted by the House, on motion of Mr. Walsh of Boston, for a bill with the same title  
(House, No. 2304). March 15, 2010.

NAME:	DISTRICT/ADDRESS:
Martin J. Walsh	13th Suffolk

# The Commonwealth of Massachusetts

In the Year Two Thousand Ten.

An Act relative to floor finishing products.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 94 of the General Laws is hereby amended by adding the following section:-

2 Section 329. As used in this chapter, the following words shall, unless the context otherwise  
3 requires, have the following meanings:-

4 “Floor finishing product”, any liquid or mixture used for any floor finishing operation, or  
5 formulated, marketed or otherwise intended for such use, including any paint, varnish, lacquer,  
6 lacquer sealers, stain or wax.

7 “Lacquer sealer”, a clear or pigmented wood finish, including clear lacquer sanding sealers,  
8 formulated with nitrocellulose or synthetic resins to dry by evaporation without chemical  
9 reaction.

10 “Commercial floor finishing operation”, the sanding of and application of any penetrating sealant  
11 or liquid coating that forms a hardened film to the surface of a wood floor, thereby altering the  
12 wood surface for purposes that are directly or indirectly connected with any business or other  
13 undertaking intended for profit.

14 No person shall sell, or keep or offer for sale, or have in his possession, or under his control, or  
15 use lacquer sealers with a flashpoint below 100 degrees Fahrenheit for commercial wood floor  
16 finishing operations.

17 No person shall use flammable floor finishing products with a flashpoint below 100 degrees  
18 Fahrenheit for any commercial floor finishing operation.

19 Whoever shall sell or keep for sale or offer for sale or have in his possession or under his control,  
20 or whoever shall use lacquer sealer in violation of this section shall be punished by a fine of not  
21 less than \$500 for the first offense and \$1,000 for each subsequent offense or by imprisonment

22 for not more than 1 year or both. Whoever shall use any flammable floor finishing product in  
23 violation of this section shall be punished by a fine of not less than \$500 nor more than \$1,000 or  
24 by imprisonment for not more than 1 year or both.